IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.4305 OF 2005

Chetan Shah ...Applicant

Vs.

The Central Bureau of Investigation ...Respondent

Mr. Subhodh Jha i/by Mr. Ghanshyam Upadhya for the Applicant.
Ms M.M. Deshmukh, A.P.P. for the Respondent.

CORAM : A.S.OKA, J.
DATED : JULY 19, 2005.

P.C.:

1. Heard learned Counsel appearing for the Applicant and the learned Counsel appearing for the Respondents.

2. It is not in dispute that the Applicant has personally appeared before the learned Magistate on 14th July, 2005 and has applied for cancellation of warrant as well as for setting aside order dated 27th June, 2005 and the said Application is being considered by the learned Magistrate.

3. In view of this position this Application need not be kept pending. The learned Magistrate can be directed to decide the Application expeditiously. Until the Application is decided by the learned Magistrate, ad-interim relief granted by this Court will have to be extended. In case the order passed by the learned Magistrate is adverse to the Applicant, he deserves to be protected for a limited period thereafter.

4. Hence, Application is disposed of by passing the following order:

: O R D E R :

i) The learned Magistrate will dispose of the Application made by the Applicant on 14th July, 2005 for cancellation of warrant as expeditiously as possible and within a period of four weeks from today.

ii) Till the disposal of the said Application, ad-interim order passed by this Court on 8th July, 2005 will continue to operate.

iii) In the event the said Application is rejected by the learned Magistrate, the ad-interim order will continue to operate for a period of seven days from the date of the order.

iv) All questions on merits are expressly kept open.

v) Application is disposed of in above terms with no orders as to costs.

. Parties and concerned court to act upon an authenticated copy of this order.

JUDGE